



Entered on Docket  
February 26, 2007

Hon. Linda B. Riegler  
United States Bankruptcy Judge

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*Counsel for the Official Committee of Equity Security Holders of  
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY  
Debtor

) BK-S-06-10725-LBR  
) Chapter 11  
)

In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
Debtor

) BK-S-06-10726-LBR  
) Chapter 11  
)

In re:  
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,  
Debtor

) BK-S-06-10727-LBR  
) Chapter 11  
)

In re:  
USA CAPITAL FIRST TRUST DEED FUND, LLC,  
Debtor.

) BK-S-06-10728-LBR  
) Chapter 11  
)

In re:  
USA SECURITIES, LLC,  
Debtor.

) BK-S-06-10729-LBR  
) Chapter 11  
)

## Affects

☐ All Debtors☐ USA Commercial Mortgage Co.☐ USA Securities, LLC☐ USA Capital Realty Advisors, LLC☐ USA Capital Diversified Trust Deed☒ USA First Trust Deed Fund, LLC

) DATE: March 15, 2007

) TIME: 9:30 a.m.

**ORDER RE STIPULATION RE MOTION BY THE OFFICIAL COMMITTEE OF  
EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND  
LLC TO ESTIMATE AN ADEQUATE RESERVE FOR UNLIQUIDATED AND  
DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER DISTRIBUTIONS TO  
FTDF MEMBERS (MIRZAIAN)**

The Court having considered the Motion by the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to Estimate an Adequate Reserve for Unliquidated and Disputed Claims in Order to Permit Further Distributions to FTDF Members (the "Motion"); Candace C. Carlyon, Esq. of the law firm of Shea & Carlyon, Ltd. appearing on behalf of the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC and advising the Court that stipulations have been reached with all Claimants subject to the Motion with the exception of the claim of Katrine Mirzaian (the "Mirzaian Claim"); and good cause appearing:

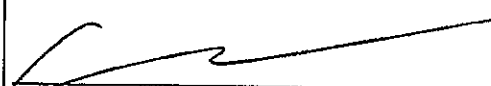
IT IS HEREBY ORDERED THAT the Motion is set for hearing as to the Mirzaian Claim on March 15, 2007 at 9:30 a.m.

IT IS FURTHER ORDERED THAT nothing contained herein or in the Motion shall prohibit interim distributions as previously approved by this Court by orders entered on

1 August 24, 2006 (Docket no. 1184) and October 2, 2006 (Docket no. 1424).

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3 SUBMITTED BY:

4 SHEA & CARLYON, LTD.

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6   
7 JAMES PATRICK SHEA  
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10 APPROVED:

11 RAY QUINNEY & NEBEKER P.C.

12 /s/ Jeanette McPherson, Esq.

13 Annette W. Jarvis, Utah Bar No. 1649  
14 36 South State Street, Suite 1400  
15 Salt Lake City, Utah 84145-0385

16 and

17 SCHWARTZER & MCPHERSON LAW FIRM  
18 Lenard E. Schwartzer  
19 Jeanette E. McPherson  
2850 South Jones Boulevard, Suite 1  
Las Vegas, Nevada 89146-5308  
20 Counsel for the Debtor

21 REVIEWED:

22 OFFICE OF U.S. TRUSTEE

23 Unavailable

24  
25 AUGUST B. LANDIS, ESQ.  
300 Las Vegas Blvd. S., #4300  
26 Las Vegas, NV 89101

**ORDER**

IT IS SO ORDERED.

PREPARED AND SUBMITTED by:

STUTMAN, TREISTER & GLATT, P.C. and  
SHEA & CARLYON, LTD.

By: 

Andrew M. Parlen, Esq.  
Shlomo S. Sherman, Esq.  
Attorneys for the Official Committee of  
Equity Security Holders of USA Capital First  
Trust Deed Fund, LLC

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